ESTTA Tracking number:

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Filing date:

12/17/2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92042082
Party	Plaintiff Four Seasons Dairy, Inc.
Correspondence Address	SAMUEL FRIEDMAN 225 BROADWAY, SUITE 1804 NEW YORK, NY 10007 UNITED STATES samfriedman@verizon.net
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Samuel Friedman
Filer's e-mail	samfriedman@verizon.net
Signature	/Samuel Friedman/
Date	12/17/2009
Attachments	STIP-EXT-12-17-09.pdf (3 pages)(23835 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Registration No. 2,479,287 Issued on August 21, 2001

FOUR SEASONS DAIRY, INC.,

Petitioner,

- against -

INTERNATIONAL GOLD STAR TRADING CORP.,

Registrant

Cancellation No.: 92042082

Mark: BABUSHKA'S RECIPE

Reg. No. 2,479,287

Filed: December 7, 1999

Issued: August 21, 2001

I hereby certify that this correspondence is being filed with the Trademark Trial and Appeal Board through use of the Electronic System for Trademark Trials and Appeals (ESTTA)

December 17, 2009
(Date of Electronic Filing)

Samuel Friedman

Name of Representative

Signature

December 17, 2009 Date of Signature

STIPULATED MOTION TO EXTEND BRIEFING DATES AND RELATED SCHEDULES PURSUANT TO TBMP § 509.01 and 37 CFR § 2.121

Petitioner Four Seasons Dairy, Inc. and Respondent International Gold Star Trading Corp. hereby respectfully request that the Trademark Trial and Appeal Board extend by three weeks, or until January 25, 2010, the time for filing Petitioner's Main Brief, and that all subsequent dates be reset accordingly. The additional time is requested to resolve various scheduling conflicts of undersigned counsel for Petitioner. All counsel have agreed, amicably, to the rescheduling. The new deadlines would be as follows:

30 - day testimony period for party in position of plaintiff to close

CLOSED

30 – day testimony period for party

CLOSED

in position of defendant to close

CLOSED

15 – day rebuttal testimony period for plaintiff to close

Time for Filing Plaintiff's Main Brief

January 25, 2010

Counsel for Registrant, Roger S. Thompson, consented to this request by telephone on December 17, 2009 and authorized counsel for Petitioner to file this stipulated request on behalf of both parties.

This request is not being made for purpose of delay and we therefore ask for favorable consideration.

Dated: December 17, 2009 New York, New York

Respectfully submitted,

Samuel Friedman

225 Broadway, Suite 1804

New York, New York 10007

Tel: (212) 267-2900 Attorney for Petitioner

FOUR SEASONS DAIRY, INC.

CERTIFICATE OF SERVICE

I hereby certify that on the date set forth below, a true and correct copy of the foregoing STIPULATED REQUEST TO EXTEND TIME FOR FILING PLAINTIFF'S MAIN BRIEF in Cancellation Proceeding No. 92042082 entitled Fours Seasons Dairy, Inc. v. International Gold Star Trading Corp., was pursuant to stipulation served by email upon the law offices of counsel for Registrant, addressed as follows:

Roger S. Thompson Cohen, Pontani, Lieberman & Pavane 551 Fifth Avenue New York, New York 10176 rthompson@cplplaw.com

Samuel Friedman

December 17, 2009

Date